

Decision _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking to Address
Utility Cost and Revenue Issues Associated
with Greenhouse Gas Emissions.

Rulemaking 11-03-012
(Filed March 24, 2011)

ORDER EXTENDING STATUTORY DEADLINE**Summary**

This decision extends the statutory deadline in this proceeding to September 24, 2015.

Background

Pub. Util. Code § 1701.5(a) provides that ratesetting cases must be resolved within 18 months of the date the scoping memo is issued unless the Commission makes findings why that statutory deadline cannot be met and issues an order extending the 18-month deadline for a period not exceeding 60 days. The assigned Commissioner and Administrative Law Judges have issued one scoping memo and two amended scoping memos. The most recent scoping memo was issued on November 25, 2013; therefore, the statutory deadline for this proceeding was May 27, 2015. On May 7, 2015, the Commission adopted Decision (D.) 15-05-031 providing a 60-day extension of the statutory deadline to July 26, 2015.

On March 24, 2011, the Commission instituted this rulemaking to address utility cost and revenue issues associated with the California Air Resources Board's implementation of the greenhouse gas (GHG) Cap-and-Trade program

consistent with the goals of Assembly Bill 32 (the Global Warming Solutions Act of 2006).¹ Since the second amended scoping memo was issued in November, 2013, the Commission has issued seven decisions addressing substantive issues associated with GHG issues, including D.13-12-002 (Decision Adopting GHG Allowance Revenue Formula and distribution methodology for small business customers), D.13-12-003 (Decision Adopting Cap-and-Trade GHG Allowance Implementation Plans), D.14-02-004 (Decision Approving Preliminary Scope of Work and budget for study to identify additional industrial sectors at risk of emissions leakage), D.14-03-003 (Decision Clarifying Commission Policy on GHG Cost Responsibility for Contracts Executed Prior to Passage of Assembly Bill 32), D.14-05-021 (Decision Authorizing Electric and Natural Gas Investor-Owned Utilities to sell Low-Carbon Fuel Standard Credits), D.14-12-037 (Decision Adopting GHG Allowance Revenue Allocation Formulas and Distribution Methodologies for Emissions-Intensive and Trade-Exposed Customers), and D.14-12-083 (Decision Adopting Low-Carbon Fuel Standard Revenue Allocation Methodology for Investor-Owned Electric and Natural Gas Utilities), as well as four decisions granting intervenor compensation to various parties. At this time, the proceeding remains open in order to resolve the remaining issues and monitor the Commission's implementation of certain of the above-mentioned decisions. Therefore, an additional 60-day extension of the statutory deadline to September 24, 2015, is necessary to resolve the remaining issues and monitor the Commission's implementation of D.13-12-003, D.14-02-004, D.14-05-021, D.14-12-037, and D.14-12-083.

¹ Statutes of 2006, Chapter 488.

Waiver of Comment Period

Under Rule 14.6(c)(4) of the Commission's Rules of Practice and Procedure, the Commission may reduce or waive the period for public review and comment of proposed decisions extending the deadline for resolving ratesetting proceedings. Accordingly, the otherwise applicable period for public review and comment is being waived.

Assignment of Proceeding

Carla J. Peterman is the assigned Commissioner and Julie M. Halligan and Melissa K. Semcer are the co-assigned Administrative Law Judges in this proceeding.

Findings of Fact

1. The statutory deadline for resolving this ratesetting proceeding is May 27, 2015.
2. The Commission granted a 60-day extension of the statutory deadline in D.15-05-031 to July 26, 2015.
3. An additional 60-day extension of the statutory deadline is necessary to resolve the remaining issues and monitor the Commission's implementation of D.13-12-003, D.14-02-004, D.14-05-021, D.14-12-037, and D.14-12-083.

Conclusion of Law

Pursuant to the authority granted to the Commission under Pub. Util. Code § 1701.5(a), the statutory deadline should be extended to September 24, 2015.

IT IS ORDERED that:

The statutory deadline in this proceeding, July 26, 2015, is extended until September 24, 2015.

This order is effective today.

Dated _____, at San Francisco, California.